

# DoD Health Care Provider Response Resource for Management of Patients Disclosing Sexual Assault/Sexual Harassment:

## Algorithms for Response Procedures

These algorithms were developed to assist Military Health System (MHS) providers to adhere to policy set forth in *Department of Defense Instruction (DoDI) 6495.02 Sexual Assault Prevention and Response (SAPR) Program Procedures*, effective July 7, 2015, in accordance with *DoDI 6400.06 Domestic Abuse Involving DoD Military and Certain Affiliated Personnel*, effective July 9, 2015 and *DoD Directive 1350.2 DoD Military Equal Opportunity (MEO) Program*, effective June 8, 2015.

Each algorithm provides guidance in the health care management of patients who disclose sexual assault or sexual harassment that is specific to the unique environment of care: contiguous United States (CONUS), outside contiguous United States (OCONUS), or contingency operations. There is also an algorithm for the commander's procedures to provide information regarding the process that occurs once a commander receives a report of alleged sexual assault.

**Instructions:** Use these algorithms and your clinical knowledge to provide care for a patient who discloses a sexual assault or sexual harassment. Select the card that corresponds to your specific environment of care. Implement the health care actions and additional follow-up care as indicated.

1. **Patient Discloses Being Sexually Assaulted: CONUS**
2. **Patient Discloses Being Sexually Assaulted: OCONUS**
3. **Patient Discloses Being Sexually Assaulted: Contingency Operations**
4. **Patient Discloses Being Accused of Sexual Assault or Sexual Harassment of Another Person**
5. **Patient Discloses Having Sexually Assaulted or Sexually Harassed Another Person**
6. **Patient Discloses Being Sexually Harassed**
7. **Patient Discloses Being Sexually Harassed United States Navy or United States Marine Corps**
8. **Patient Discloses Being Sexually Harassed: United States Army**
9. **Patient Discloses Being Sexually Harassed: United States Air Force**
10. **Algorithm for the Commander's Procedures**

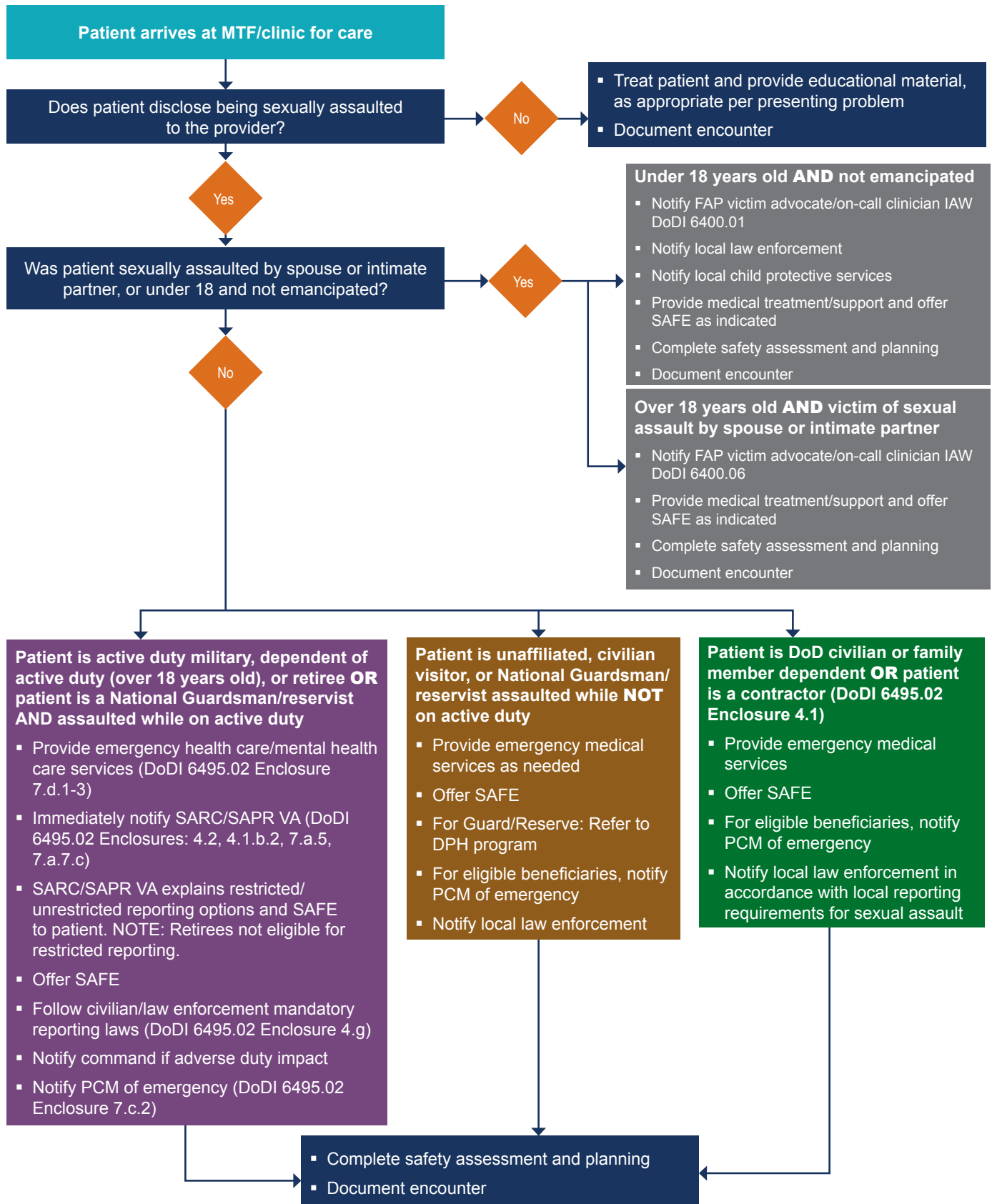


## Acronym Key

<b>AF</b>	Air Force
<b>AFI</b>	Air Force Instruction
<b>AR</b>	Army Regulation
<b>CPS</b>	Child Protective Services
<b>CONUS</b>	Contiguous United States
<b>DA</b>	Department of the Army
<b>DD</b>	Defense Department
<b>DoD</b>	Department of Defense
<b>DoDD</b>	Department of Defense Directive
<b>DoDI</b>	Department of Defense Instruction
<b>DON</b>	Department of the Navy
<b>DTM</b>	Directive-Type Memorandum
<b>EO</b>	Equal Opportunity
<b>EEO</b>	Equal Employment Opportunity
<b>EEOC</b>	Equal Employment Opportunity Commission
<b>FAP</b>	Family Advocacy Program
<b>GCMCA</b>	General Court-Martial Convening Authority
<b>HIPAA</b>	Health Insurance Portability and Accountability Act
<b>HIV</b>	Human Immunodeficiency Virus
<b>IAW</b>	In accordance with
<b>IG</b>	Inspector General
<b>MCIO</b>	Military Criminal Investigative Organization
<b>MEDCOM</b>	Army Medical Command
<b>MEO</b>	Military Equal Opportunity
<b>MTF</b>	Military Treatment Facility
<b>OCONUS</b>	Outside Contiguous United States
<b>NG</b>	National Guard
<b>NAVPERS</b>	Navy Personnel
<b>PCM</b>	Primary Care Manager
<b>PII</b>	Personally Identifiable Information
<b>SACC</b>	Sexual Assault Care Coordinator
<b>SACP</b>	Sexual Assault Clinical Provider
<b>SAMFE</b>	Sexual Assault Medical Forensic Examiner
<b>SAFE</b>	Sexual Assault Forensic Examination
<b>SANE</b>	Sexual Assault Nurse Examiner
<b>SARC</b>	Sexual Assault Response Coordinator
<b>SAPR VA</b>	Sexual Assault Prevention and Response Victim Advocate
<b>SHARP</b>	Sexual Harassment/Assault Response and Prevention
<b>SECNAVINST</b>	Secretary of the Navy Instruction
<b>SVC</b>	Special Victims' Counsel
<b>VLC</b>	Victims' Legal Counsel

# 1

## Patient Discloses Being Sexually Assaulted: CONUS Overview



# Patient Discloses Being Sexually Assaulted: CONUS

Patient is DoD civilian or family member dependent **OR** patient is a contractor (DoDI 6495.02 Enclosure 4.1)

## Provide Services as Needed

### Health Care

- Provide emergency health care and/or emergency mental health care services until clinically stable (DoDI 6495.02, Enclosure 7.d.1-3)
- Offer SAFE, conduct SAFE if you are credentialed as a SAMFE; if you are not a SAMFE, arrange for a SAMFE to conduct SAFE
- **If patient elects to have a SAFE, the SAMFE will provide further health care assessment and follow-up**
- **If patient does not elect to have a SAFE, once clinically stable, consult with patient for further health care options, to include but not limited to (For those persons who are eligible as a service member or TRICARE beneficiary and therefore, can receive treatment in an MTF at no cost to them):**
  - Testing, prophylactic treatment and follow-up care for possible exposure to HIV and other STIs
  - Assessment of risk of pregnancy and options for emergency contraception
  - Assessment of need for mental health care services and provisions for referral

### Domestic Abuse (DoDI 6400.06)

- For all cases of domestic abuse, notify domestic abuse victim advocate or FAP on-call clinician
- Persons *not* eligible to receive services in an MTF will be offered a FAP assessment, safety planning, and referral to appropriate civilian agency, office, or organization for follow-up care/support

## Notify as Required

- Notify local law enforcement IAW local reporting requirements for sexual assault
- Notify PCM of emergency (DoDI 6495.02 Enclosure 7.c.2)
- **This person, with the exception of AF civilians, is not eligible for restricted reporting option**

- Complete safety assessment and planning
- Document encounter

# Patient Discloses Being Sexually Assaulted: CONUS

Patient is unaffiliated, civilian visitor, or National Guardsman/reservist assaulted while **NOT** on active duty  
(DoDI 6495.02 Enclosure 4.1)

## Provide Services as Needed

### Health Care

- Provide emergency health care and/or emergency mental health care services until clinically stable (DoDI 6495.02, Enclosure 7.d.1-3)
- Offer SAFE, conduct SAFE if you are credentialed as a SAMFE; if you are not a SAMFE, arrange for a SAMFE to conduct SAFE
- **If patient elects to have a SAFE, the SAMFE will provide further health care assessment and follow-up**
- **If patient does not elect to have a SAFE, once clinically stable, consult with patient for further health care options, to include but not limited to (For those persons who are eligible as a service member or TRICARE beneficiary and therefore, can receive treatment in an MTF at no cost to them.):**
  - Testing, prophylactic treatment and follow-up care for possible exposure to HIV and other STIs
  - Assessment of risk of pregnancy and options for emergency contraception
  - Assessment of need for mental health care services and provisions for referral

### Domestic Abuse (DoDI 6400.06)

- For all cases of domestic abuse, notify domestic abuse victim advocate or FAP on-call clinician
- Persons not eligible to receive services in an MTF will be offered a FAP assessment, safety planning, and referral to appropriate civilian agency, office, or organization for follow-up care/support

## Notify as Required

- Notify local law enforcement IAW local reporting requirements for sexual assault
- Notify PCM of emergency (DoDI 6495.02 Enclosure 7.c.2)
- For Guard/reserve: Refer to reserve command's DPH program
- **This person is not eligible for restricted reporting option**

- Complete safety assessment and planning
- Document encounter

# Patient Discloses Being Sexually Assaulted: CONUS

Patient is active duty military, dependent of active duty (over 18 years old), or retiree **OR** patient is a National Guardsman/reservist **AND** assaulted while on active duty (DoDI 6495.02 Enclosure 4.1)

## Provide Services as Needed

### Health Care

- Provide emergency health care and/or emergency mental health care services until clinically stable (DoDI 6495.02 Enclosure 7.d.1-3).
- Notify SARC/SAPR VA (DoDI 6495.02 Enclosures 4.1.b.2, 4.2 and 7.a.5, 7.a.7.c)
  - Notification by health care provider to SARC/SAPR VA of the patient's sexual assault disclosure is mandatory and not a violation of HIPAA
  - Provide education to patient on SARC/SAPR VA involvement and offer to provide introduction of SARC/SAPR VA to patient
  - SARC/SAPR VA will explain restricted/unrestricted reporting and SAFE options to patient
- If at Army MTF, notify MTF SACP
  - Per SHARP guidelines, assign to SACC or SACP for management of sexual assault care (MEDCOM Regulation 40-36)
- Offer SAFE (At Army MTF, only SAMFEs, to include SANEs, can administer SAFE (MEDCOM Regulation 40-36)
  - If SAMFE is not available to perform SAFE within two hours, patient should be transported to nearest available facility to receive SAFE if desired (SHARP Guidebook)
- **If patient elects to have a SAFE, the SAMFE will provide further health care assessment and follow-up**
- **If patient does not elect to have a SAFE, once clinically stable, consult with patient for further health care options, to include but not limited to:**
  - Testing, prophylactic treatment and follow-up care for possible exposure to HIV and other STIs
  - Assessment of risk of pregnancy and options for emergency contraception
  - Assessment of need for mental health care services and provisions for referral

### Domestic Abuse (DoDI 6400.06)

- For all cases of domestic abuse, notify domestic abuse victim advocate or FAP on-call clinician to assess risk and patient needs

## Notify as Required

- Follow civilian and law enforcement mandatory reporting laws (DoDI 6495.02 Enclosure 4.g)
- For all cases of domestic abuse, notify domestic abuse victim advocate or FAP on-call clinician
- Notify command as indicated only of adverse duty impact (DoDI 6495.02 Enclosure 4.5.c); do not reveal sexual assault to patient's command without patient consent
- Notify PCM of emergency (DoDI 6495.02 Enclosure 7.c.2)
- **Retirees are not eligible for restricted reporting option**

- Complete safety assessment and planning
- Document encounter

## Patient Discloses Being Sexually Assaulted: CONUS

Patient is under 18 years old and not emancipated **OR** patient is over 18 years old and reports being sexually assaulted by spouse or intimate partner

Patient is under 18 years old **AND** not emancipated

### Provide Services as Needed

- Provide emergency health care and/or emergency mental health care services, support, treatment, and referral as indicated
- Offer SAFE, if patient elects to have a SAFE, the SAMFE will provide further health care assessment and follow-up

### Notify as Required

- Notify FAP victim advocate or on-call clinician IAW DoDI 6400.01
- Notify local law enforcement
- Notify local child protective services IAW state/federal child abuse reporting laws
- **Unrestricted reporting is mandatory for dependents under 18 years old**

Patient is over 18 years old or emancipated **AND** reports being sexually assaulted by a spouse or intimate partner

### Provide Services as Needed

- Provide emergency health care and/or emergency mental health care services, support, treatment, and referral as indicated
- Offer SAFE, if patient elects to have a SAFE, the SAMFE will provide further health care assessment and follow-up

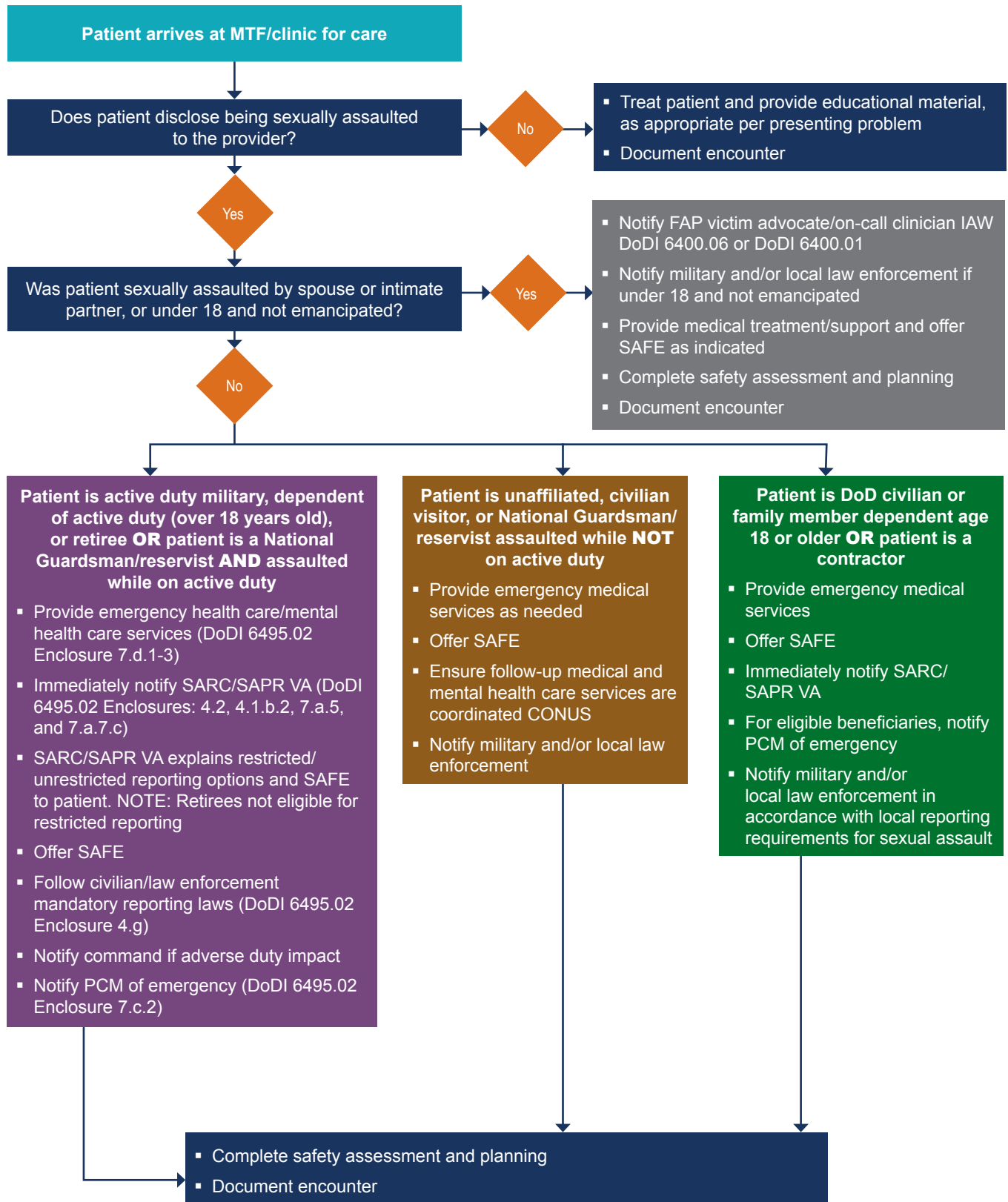
### Notify as Required

- Notify FAP domestic abuse victim advocate or on-call clinician IAW DoDI 6400.06
- Notify local law enforcement IAW applicable state reporting requirements for domestic abuse as appropriate
- **Domestic abuse victim advocate or FAP on-call clinician assesses risk and patient needs, and explains restricted or unrestricted reporting options to patient**

- Complete safety assessment and planning
- Document encounter

# 2

## Patient Discloses Being Sexually Assaulted: OCONUS Overview





# Patient Discloses Being Sexually Assaulted: OCONUS

Patient is DoD civilian or family member dependent **OR** patient is a contractor (DoDI 6495.02 Enclosure 4.1)

## Provide Services as Needed

### Health Care

- Provide emergency care medical services (DoDI 6495.02 Enclosure 7.d.1-3)
- Notify SARC/SAPR VA (DoDI 6495.02 Enclosures 4.1.b.2, 4.2, 7.a.5, and 7.a.7.c) NOTE: For contractors, only if OCONUS in support of Contingency Operations
- Offer SAFE, conduct SAFE if you are credentialed as a SAMFE; if you are not a SAMFE, arrange for a SAMFE to conduct SAFE
- **If patient elects to have a SAFE, the SAMFE will provide further health care assessment and follow-up**
- **If patient does not elect to have a SAFE, once clinically stable, consult with the patient for further health care options, to include but not limited to (For those persons who are eligible as a service member or TRICARE beneficiary and therefore, can receive treatment in an OCONUS MTF at no cost to them):**
  - Testing, prophylactic treatment and follow-up care for possible exposure to HIV and other STIs
  - Assessment of risk of pregnancy and options for emergency contraception
  - Assessment of need for mental health care services and provisions for referral

### Domestic Abuse (DoDI 6400.06)

- For all cases of domestic abuse, notify domestic abuse victim advocate or FAP on-call clinician
- Persons not eligible to receive services in an MTF will be offered a FAP assessment, safety planning, and referral to appropriate civilian agency, office, or organization for follow-up care/support

## Notify as Required

- Notify military and/or local law enforcement IAW local reporting requirements for sexual assault
- Notify PCM of emergency (DoDI 6495.02 Enclosure 7.c.2)
- **This person, with the exception of AF civilians, is not eligible for restricted reporting option**

- Complete safety assessment and planning
- Document encounter

# Patient Discloses Being Sexually Assaulted: CONUS

Patient is unaffiliated, civilian visitor, or National Guardsman/reservist  
assaulted while **NOT** on active duty  
(DoDI 6495.02 Enclosure 4.1)

## Provide Services as Needed

### Health Care

- Provide emergency care medical services
- Offer SAFE, conduct SAFE if you are credentialed as a SAMFE; if you are not a SAMFE, arrange for a SAMFE to conduct SAFE
- If patient elects to have a SAFE, the SAMFE will provide further health care assessment and follow-up
- If patient does not elect to have a SAFE, once clinically stable, consult with patient for further health care options, to include but not limited to (For those persons who are eligible as a service member or TRICARE beneficiary and therefore, can receive treatment in an OCONUS MTF at no cost to them.):
  - Testing, prophylactic treatment and follow-up care for possible exposure to HIV and other STIs
  - Assessment of risk of pregnancy and options for emergency contraception
  - Assessment of need for mental health care services and provisions for referral

### Domestic Abuse (DoDI 6400.06)

- For all cases of domestic abuse, notify domestic abuse victim advocate or FAP on-call clinician
- Persons not eligible to receive services in an MTF will be offered a FAP assessment, safety planning, and referral to appropriate civilian agency, office, or organization for follow-up care/support

## Notify as Required

- Notify military and/or local law enforcement IAW local reporting requirements for sexual assault
- Notify PCM of emergency (DoDI 6495.02 Enclosure 7.c.2)
- **This person is not eligible for restricted reporting option**

- Complete safety assessment and planning
- Document encounter

# Patient Discloses Being Sexually Assaulted: OCONUS

Patient is active duty military, dependent of active duty (over 18 years old), or retiree **OR** patient is a National Guardsman/reservist **AND** assaulted while on active duty (DoDI 6495.02 Enclosure 4.1)

## Provide Services as Needed

### Health Care

- Provide emergency health care and/or emergency mental health care services until clinically stable (DoDI 6495.02 Enclosure 7.d.1-3).
- Notify SARC/SAPR VA (DoDI 6495.02 Enclosures 4.1.b.2, 4.2 and 7.a.5, 7.a.7.c)
  - Notification by health care provider to SARC/SAPR VA of the patient's sexual assault disclosure is mandatory and not a violation of HIPAA
  - Provide education to patient on SARC/SAPR VA involvement and offer to provide introduction of SARC/SAPR VA to patient
  - SARC/SAPR VA will explain restricted/unrestricted reporting and SAFE options to patient
- If at Army MTF, notify MTF SACP
  - Per SHARP guidelines, assign to SACC or SACP for management of sexual assault care (MEDCOM Regulation 40-36)
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- **If patient does not elect to have a SAFE, once clinically stable, consult with patient for further health care options, to include but not limited to:**
  - Testing, prophylactic treatment and follow-up care for possible exposure to HIV and other STIs
  - Assessment of risk of pregnancy and options for emergency contraception
  - Assessment of need for mental health care services and provisions for referral

### Domestic Abuse (DoDI 6400.06)

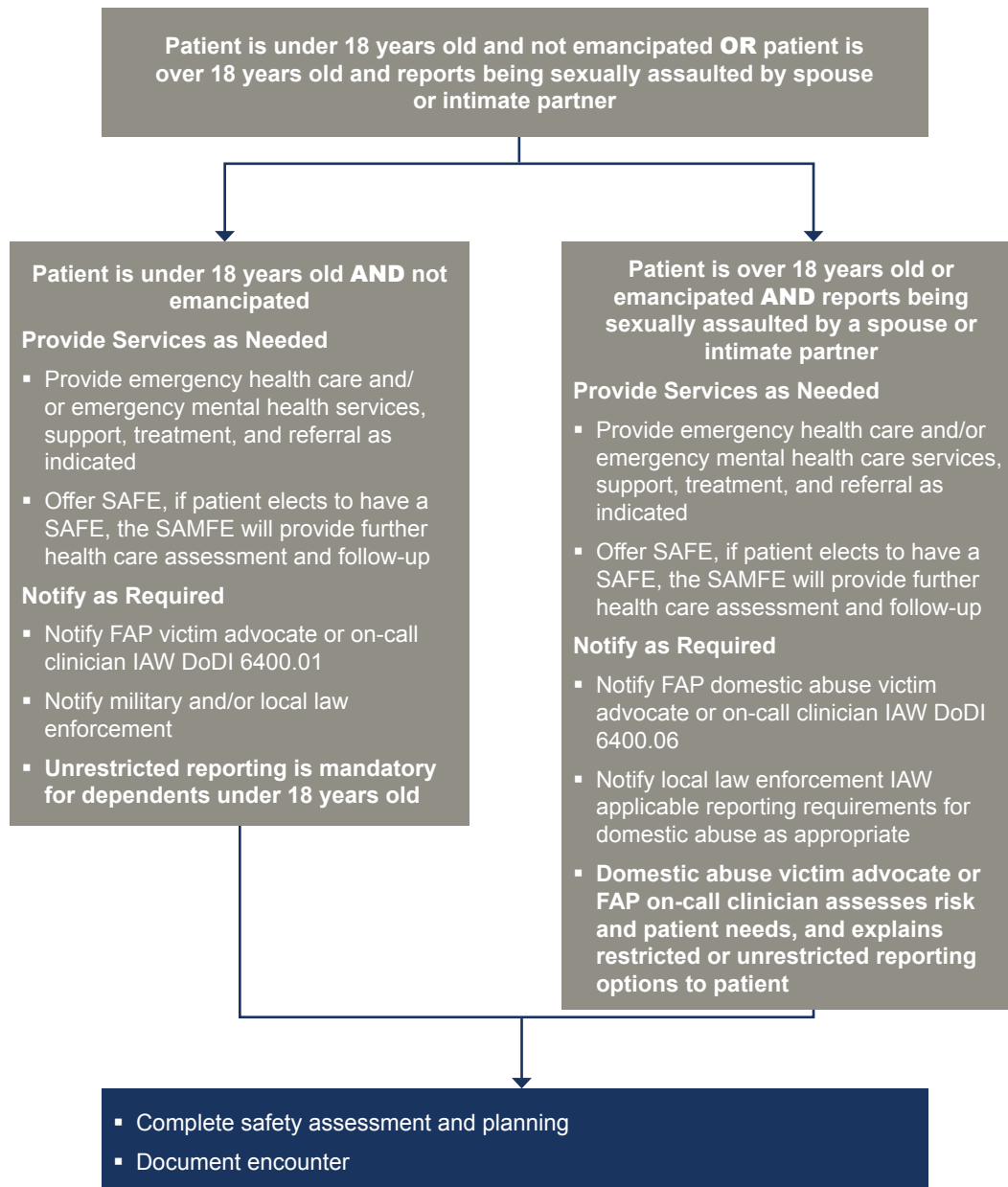
- Domestic abuse victim advocate or FAP on-call clinician will assess risk and patient needs

## Notify as Required

- Follow civilian and military law enforcement mandatory reporting laws (DoDI 6495.02 Enclosure 4.g)
- For all cases of domestic abuse, notify domestic abuse victim advocate or FAP on-call clinician
- Notify command as indicated only of adverse duty impact (DoDI 6495.02 Enclosure 4.5.c); do not reveal sexual assault to patient's command without patient consent
- Notify PCM of emergency (DoDI 6495.02 Enclosure 7.c.2)
- **Retirees are not eligible for restricted reporting option**

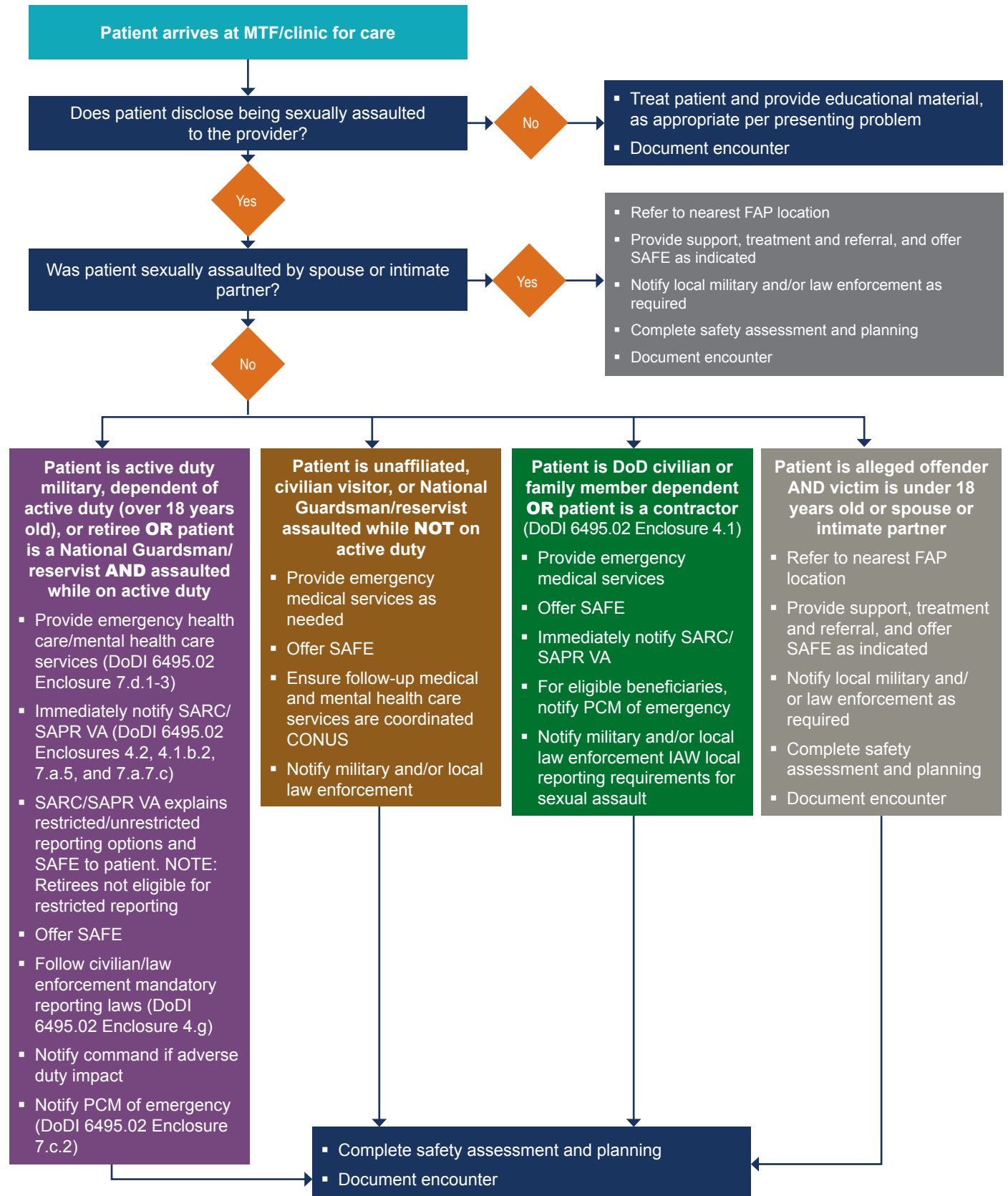
- Complete safety assessment and planning
- Document encounter

## Patient Discloses Being Sexually Assaulted: CONUS



# 3

## Patient Discloses Being Sexually Assaulted: CONTINGENCY OPERATIONS OVERVIEW



# Patient Discloses Being Sexually Assaulted: CONTINGENCY OPERATIONS

**Patient is DoD civilian or family member dependent  
OR patient is a contractor**  
(DoDI 6495.02 Enclosure 4.1)

## Provide Services as Needed

### Health Care

- Provide emergency care medical services (DoDI 6495.02 Enclosure 7.d.1-3)
- Notify SARC/SAPR VA (DoDI 6495.02 Enclosures 4.1.b.2, 4.2, 7.a.5, and 7.a.7.c)
- Offer SAFE, conduct SAFE if you are credentialed as a SAMFE; if you are not a SAMFE, arrange for a SAMFE to conduct SAFE
- **If patient elects to have a SAFE, the SAMFE will provide further health care assessment and follow-up**
- **If patient does not elect to have a SAFE, once clinically stable, consult with the patient for further health care options, to include but not limited to (For those persons who are eligible as a service member or TRICARE beneficiary and therefore, can receive treatment in an MTF at no cost to them):**
  - Testing, prophylactic treatment and follow-up care for possible exposure to HIV and other STIs
  - Assessment of risk of pregnancy and options for emergency contraception
  - Assessment of need for mental health care services and provisions for referral

### Domestic Abuse (DoDI 6400.06)

- For all cases of domestic abuse, refer to nearest FAP location

## Notify as Required

- Notify military and/or local law enforcement IAW local reporting requirements for sexual assault
- Notify PCM of emergency (DoDI 6495.02 Enclosure 7.c.2)
- **This person is only eligible for unrestricted reporting option (with the exception of AF civilians who are also eligible for restricted reporting)**

- Complete safety assessment and planning
- Document encounter

# Patient Discloses Being Sexually Assaulted: CONTINGENCY OPERATIONS

Patient is unaffiliated, civilian visitor, or National Guardsman/reservist assaulted while **NOT** on active duty  
(DoDI 6495.02 Enclosure 4.1)

## Provide Services as Needed

### Health Care

- Provide emergency care medical services
- Offer SAFE, conduct SAFE if you are credentialed as a SAMFE; if you are not a SAMFE, arrange for a SAMFE to conduct SAFE
- If patient elects to have a SAFE, the SAMFE will provide further health care assessment and follow-up
- If patient does not elect to have a SAFE, once clinically stable, consult with patient for further health care options, to include but not limited to (For those persons who are eligible as a service member or TRICARE beneficiary and therefore, can receive treatment in an MTF at no cost to them.):
  - Testing, prophylactic treatment and follow-up care for possible exposure to HIV and other STIs
  - Assessment of risk of pregnancy and options for emergency contraception
  - Assessment of need for mental health care services and provisions for referral

### Domestic Abuse

- For cases of domestic abuse, refer to nearest FAP location

## Notify as Required

- Notify military and/or local law enforcement IAW local reporting requirements for sexual assault
- Notify PCM of emergency (DoDI 6495.02 Enclosure 7.c.2)
- **This person is not eligible for restricted reporting option**

- Complete safety assessment and planning
- Document encounter

# Patient Discloses Being Sexually Assaulted: CONTINGENCY OPERATIONS

Patient is active duty military, dependent of active duty (over 18 years old), or retiree **OR** patient is a National Guardsman/reservist **AND** assaulted while on active duty (DoDI 6495.02 Enclosure 4.1)

## Provide Services as Needed

### Health Care

- Provide emergency health care and/or emergency mental health care services until clinically stable (DoDI 6495.02 Enclosure 7.d.1-3).
- Notify SARC/SAPR VA (DoDI 6495.02 Enclosures 4.1.b.2, 4.2 and 7.a.5, 7.a.7.c)
  - Notification by health care provider to SARC/SAPR VA of patient's sexual assault disclosure is mandatory and not a violation of HIPAA
  - Provide education to patient on SARC/SAPR VA involvement and offer to provide introduction of SARC/SAPR VA to patient
  - SARC/SAPR VA will explain restricted/unrestricted reporting and SAFE options to patient
- If at Army MTF, notify MTF SACP
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### Domestic Abuse (DoDI 6400.06)

- For cases of domestic abuse, refer to nearest FAP location

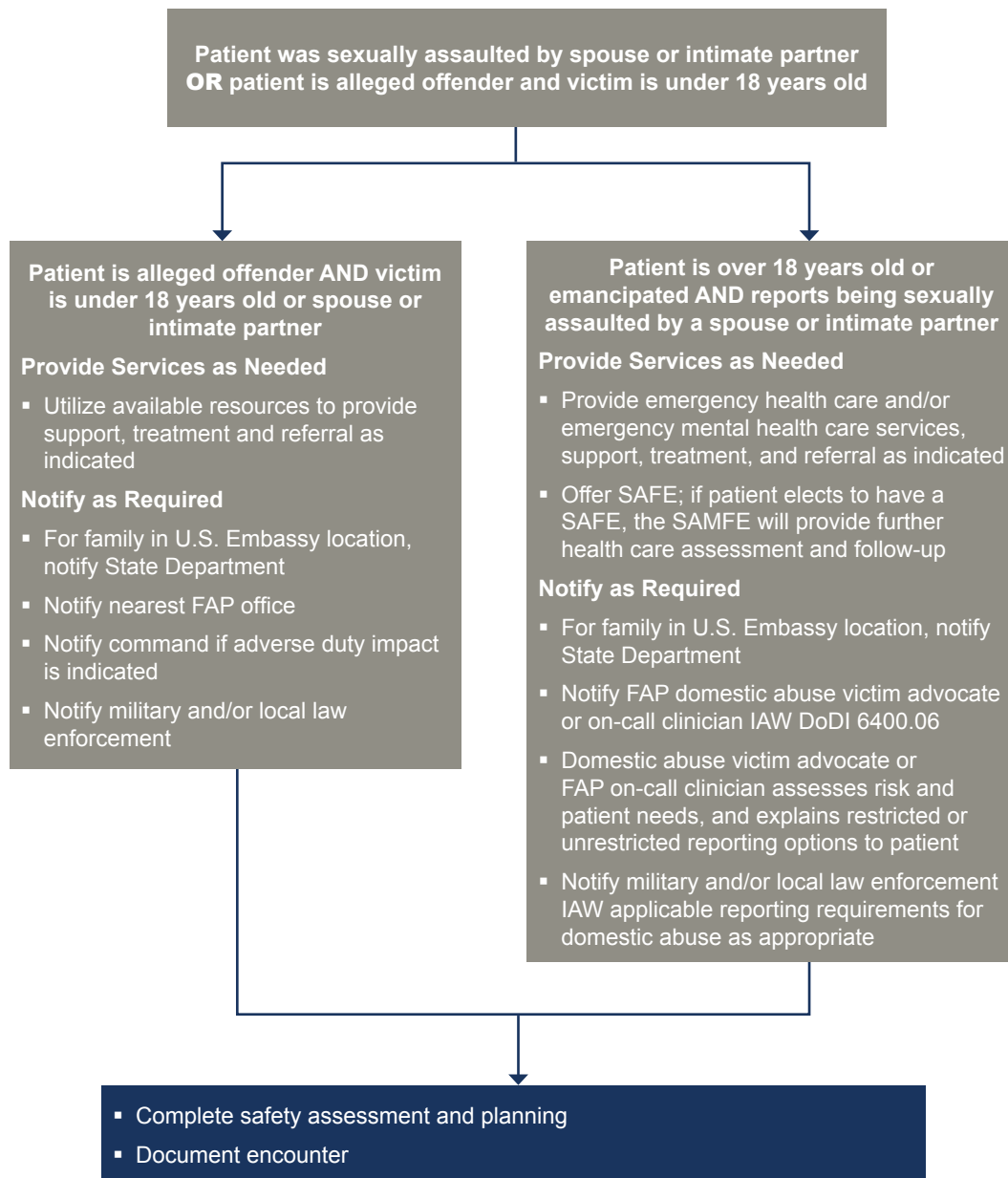
## Notify as Required

- Follow civilian and military law enforcement mandatory reporting laws (DoDI 6495.02 Enclosure 4.g)
- Notify command as indicated only of adverse duty impact (DoDI 6495.02 Enclosure 4.5.c); do not reveal sexual assault to patient's command without patient consent
- Notify PCM of emergency (DoDI 6495.02 Enclosure 7.c.2)

- Complete safety assessment and planning
- Document encounter

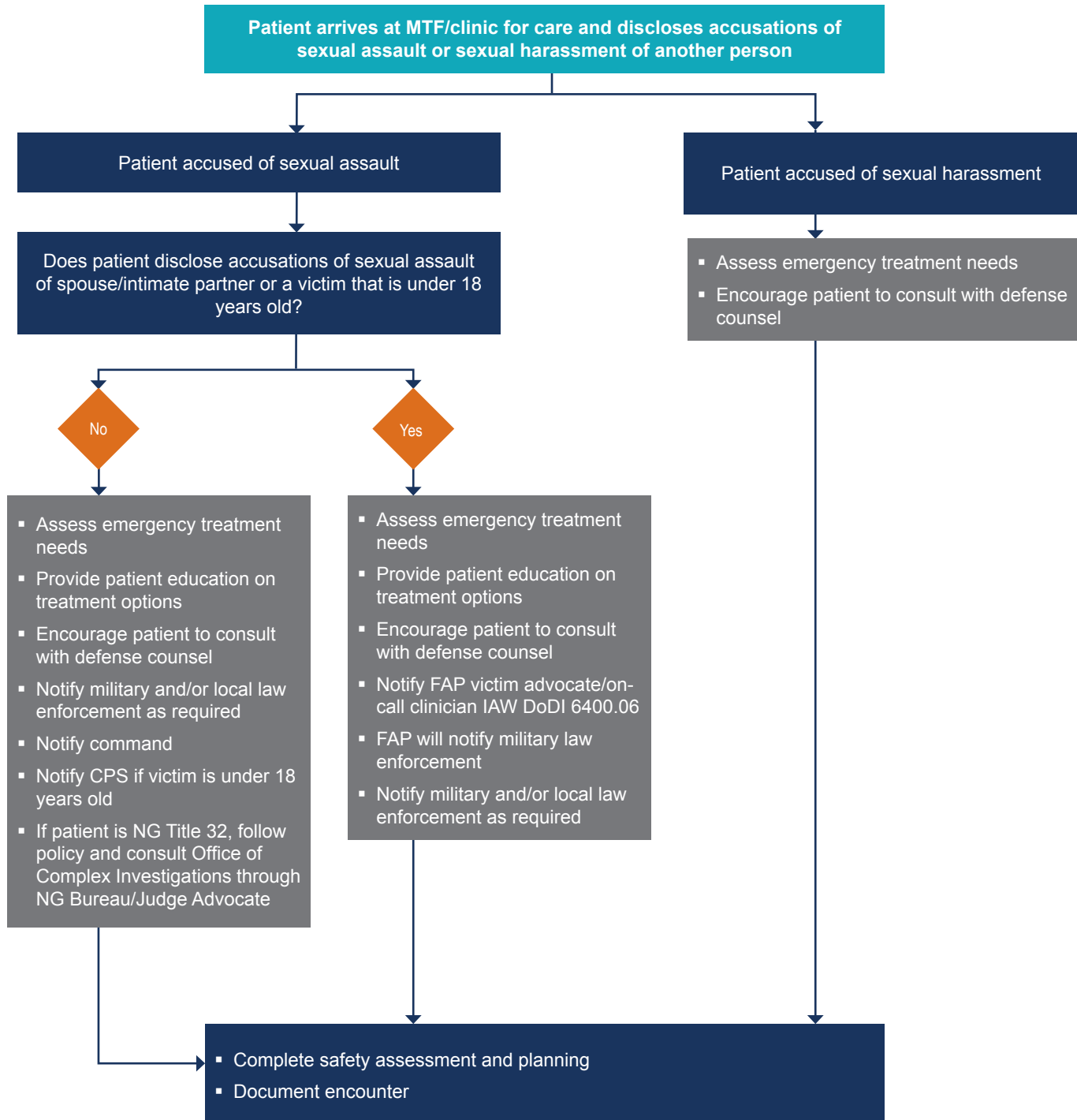


# Patient Discloses Being Sexually Assaulted: CONTINGENCY OPERATIONS



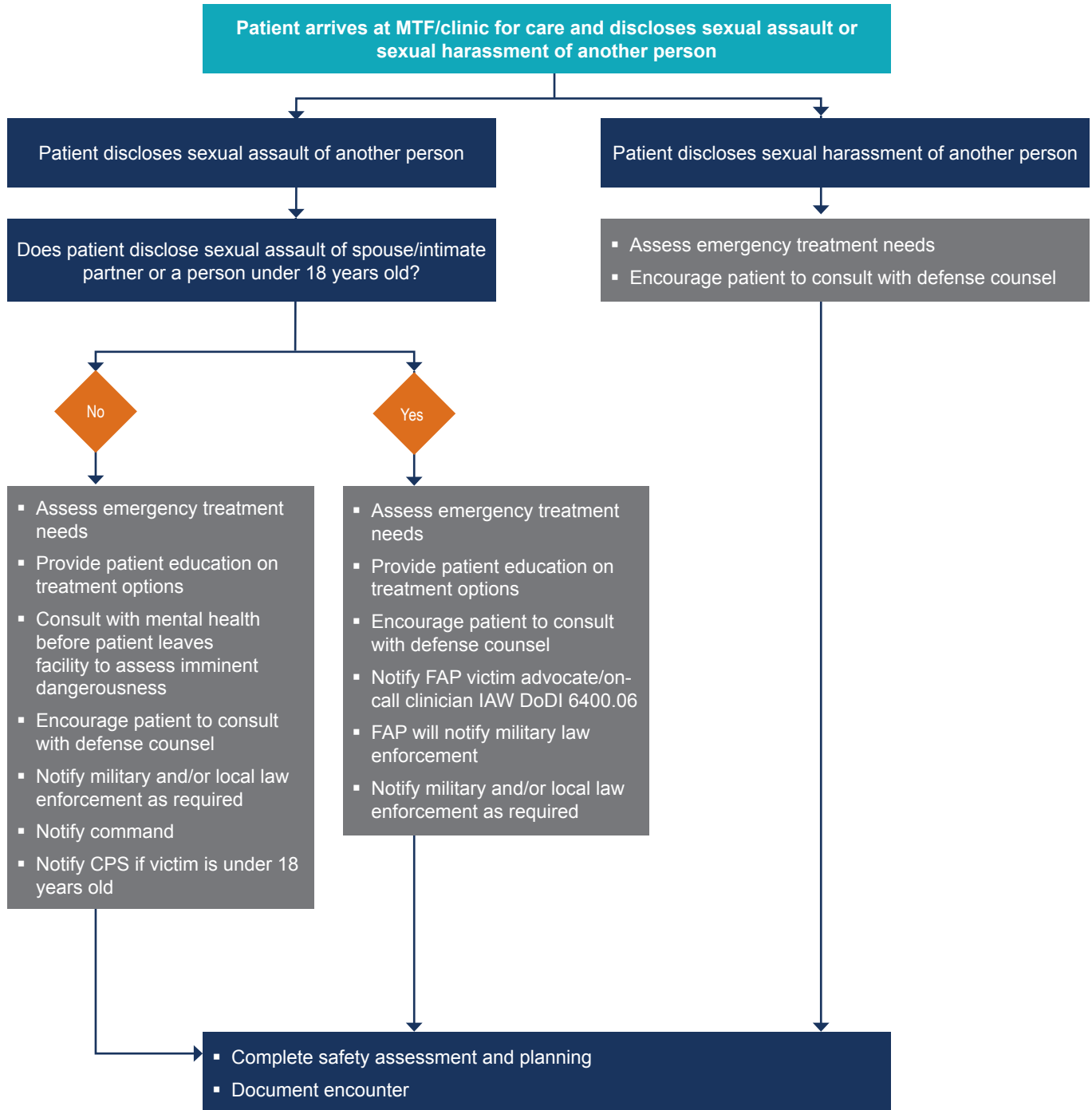
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## Patient Discloses Being Accused of Sexual Assault or Sexual Harassment of Another Person



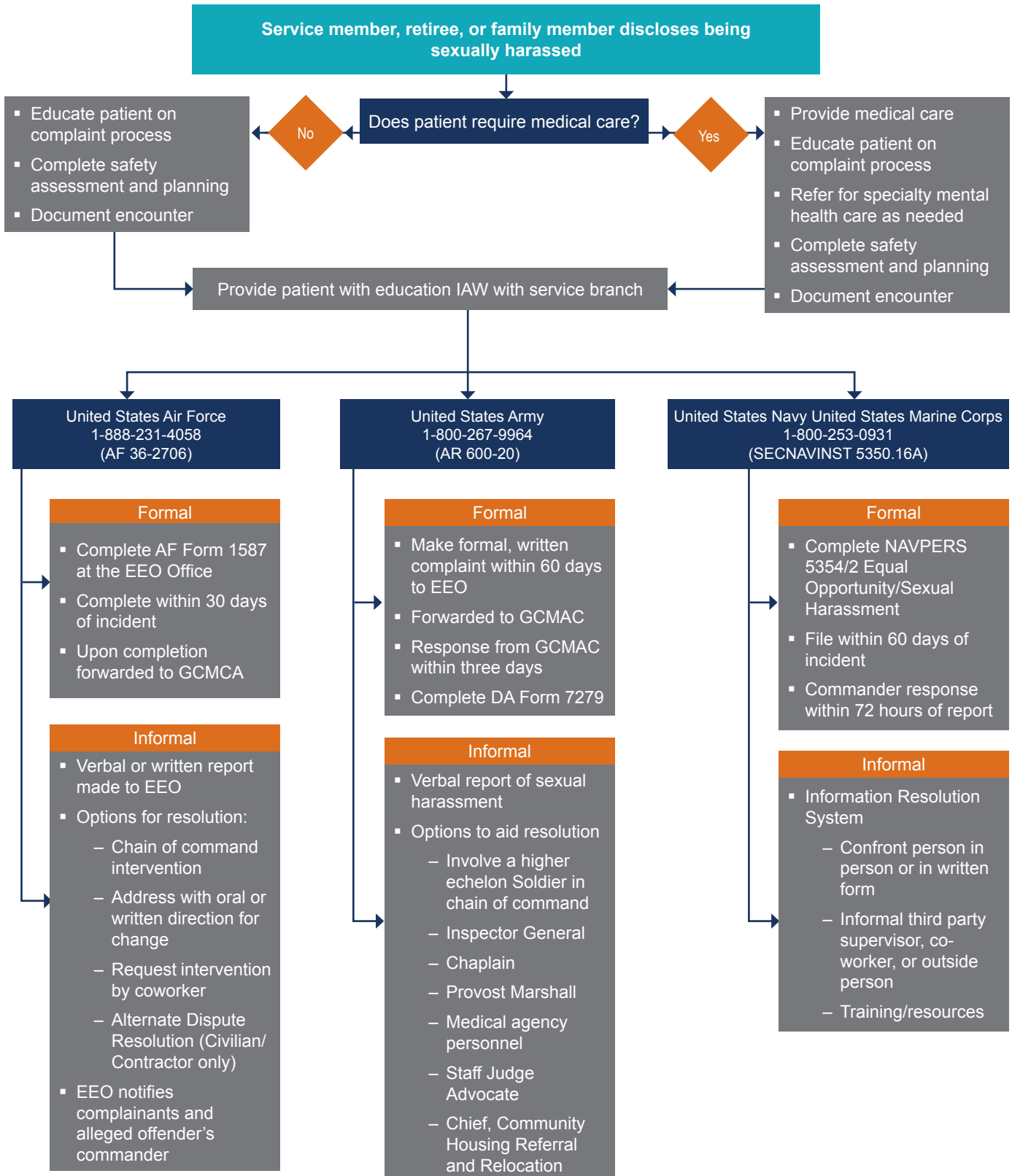
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## Patient Discloses Having Sexually Assaulted or Sexually Harassed Another Person



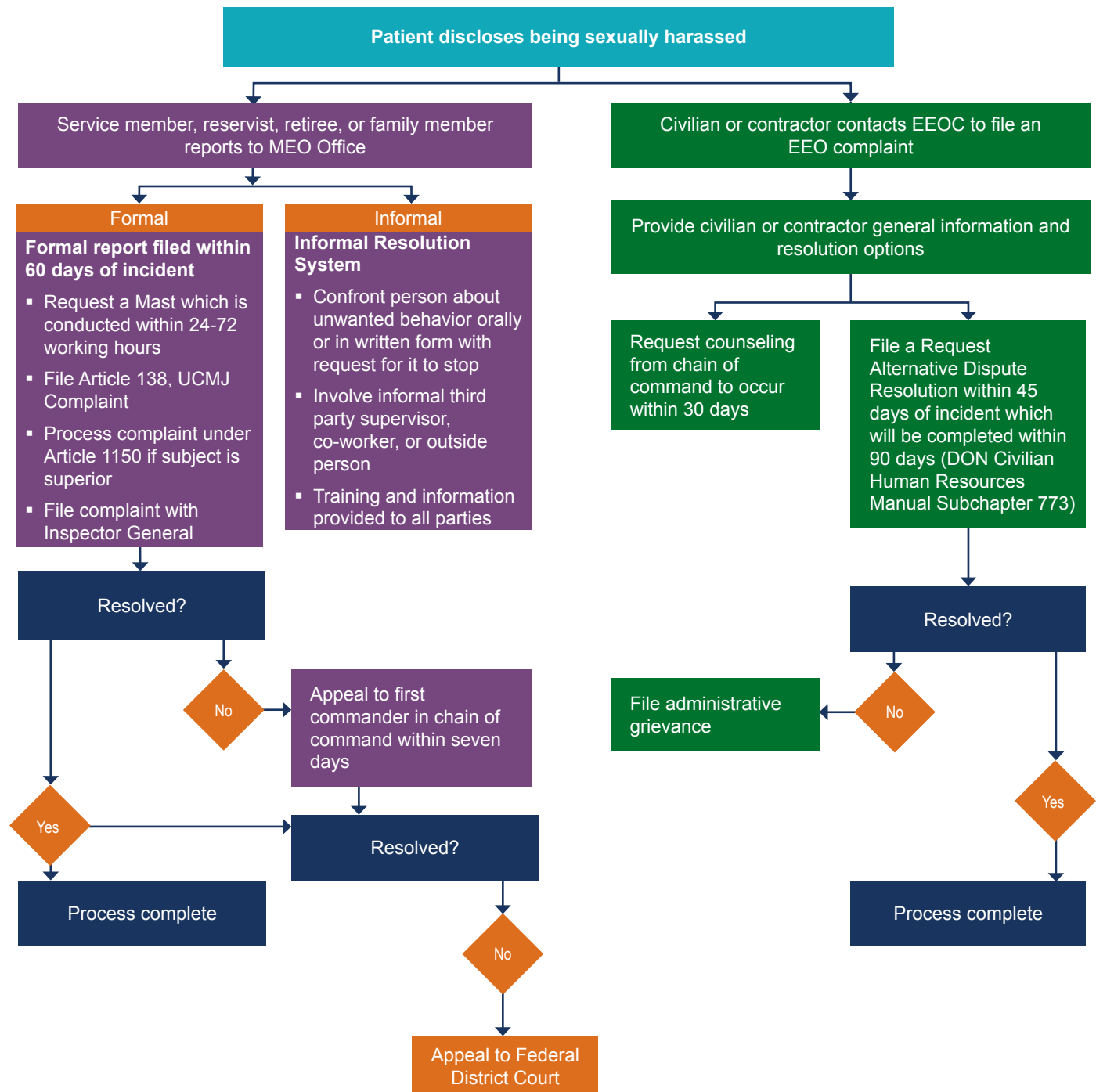
# 6

## Patient Discloses Being Sexually Harassed

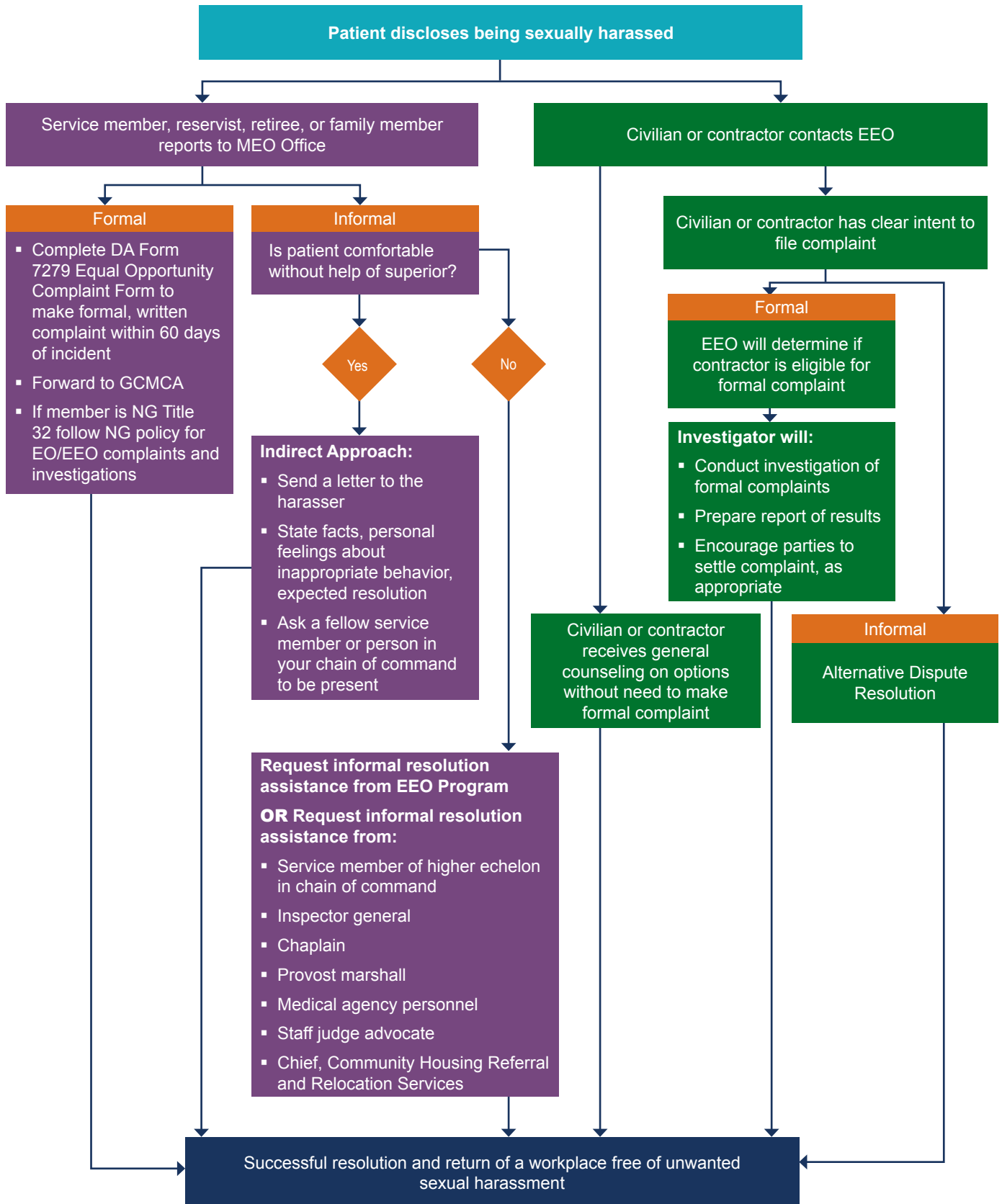


# 7

## Patient Discloses Being Sexually Harassed: United States Navy or United States Marine Corps (SECNAVINST 5350.16A)

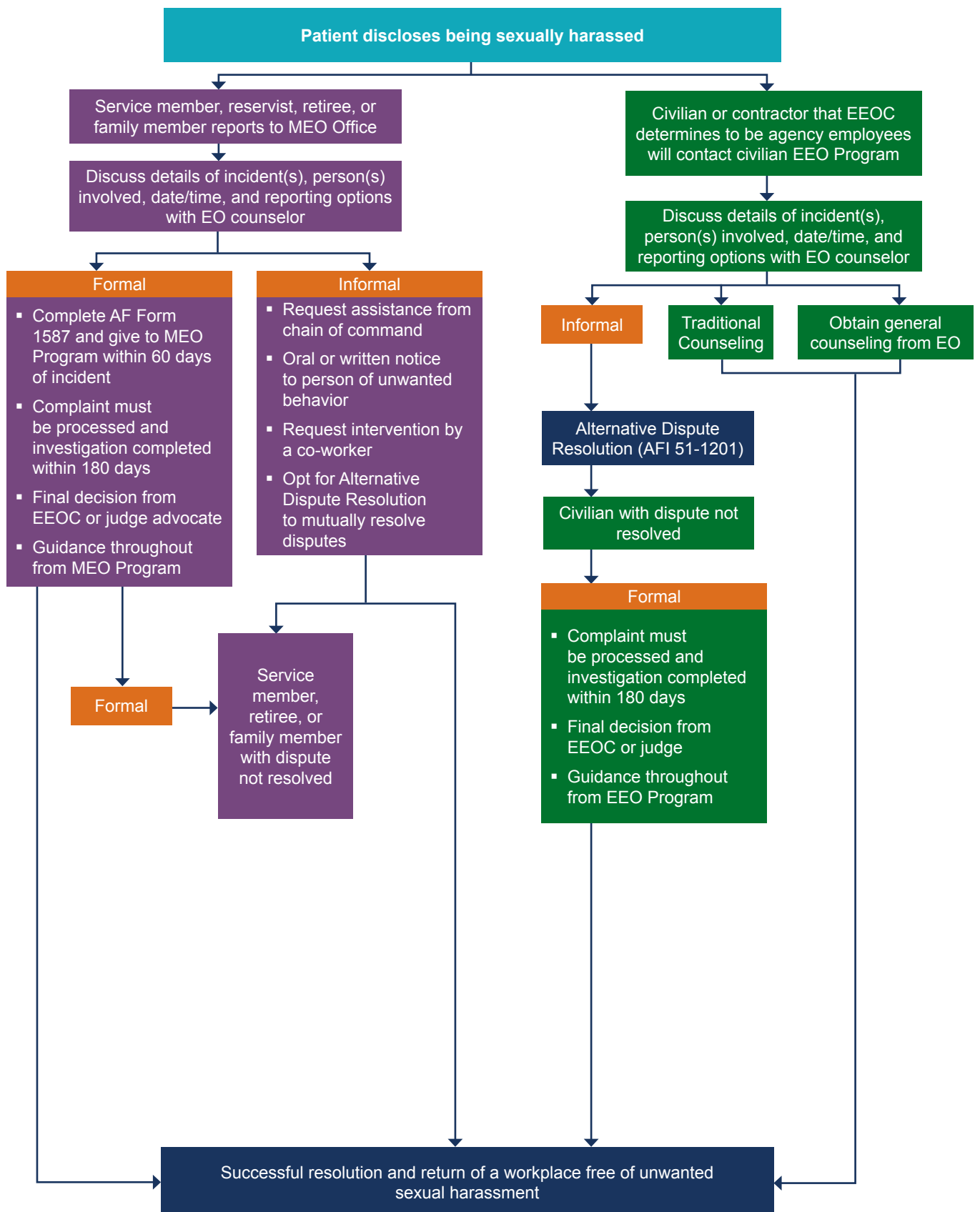


## Patient Discloses Being Sexually Harassed: United States Army (AR 600-20)



# 9

## Patient Discloses Being Sexually Harassed: United States Air Force (AF 36-2706)



# 10

## Algorithm for the Commander's Procedures

